



GENERAL ASSEMBLY

COMMONWEALTH OF KENTUCKY

2010 REGULAR SESSION

HOUSE BILL NO. 139

FRIDAY, FEBRUARY 12, 2010

The following bill was reported to the Senate from the House and ordered to be printed.

RECEIVED AND FILED
DATE April 26, 2010
2:00pm

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY R. Miller

AN ACT relating to compensation of county officers and employees.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

1 ➔ Section 1. KRS 64.530 is amended to read as follows:

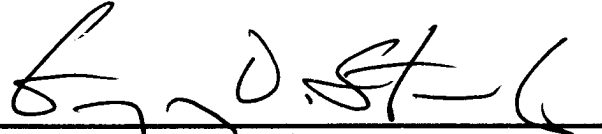
- 2 (1) Except as provided in subsections (5) and (6) of this section, the fiscal court of each
3 county shall fix the reasonable compensation of every county officer and employee
4 except the officers named in KRS 64.535 and the county attorney and jailer. The
5 fiscal court may provide a salary for the county attorney.
- 6 (2) For the purposes of this section, justices of the peace and constables in all counties
7 shall be deemed to be county officers and deputies or assistants of county officers
8 shall be deemed to be county employees, but employees of county boards or
9 commissions which are now authorized by law to fix the compensation of their
10 employees shall not be deemed to be county employees for the purposes of this
11 section.
- 12 (3) In the case of officers compensated from fees, or partly from fees and partly by
13 salary, the fiscal court shall fix the reasonable maximum compensation that any
14 officer except the officers named in KRS 64.535 may receive from both sources.
15 The fiscal court may also fix the reasonable maximum amount that the officer may
16 expend each year for expenses of his office. The fiscal court shall fix annually the
17 reasonable maximum amount, including fringe benefits, which the officer may
18 expend for deputies and assistants, and allow the officer to determine the number to
19 be hired and the individual compensation of each deputy and assistant. Any revenue
20 received by a county clerk in any calendar year shall be used exclusively for the
21 statutory duties of the county clerk and budgeted accordingly. At the conclusion of
22 each calendar year, any excess fees remaining shall be paid to the fiscal court
23 pursuant to KRS 64.152.
- 24 (4) In the case of county officers elected by popular vote and the county attorney, in the
25 event the fiscal court provides him a salary, the monthly compensation of the officer

1 and of his deputies and assistants shall be fixed by the fiscal court, consistent with
2 the provisions of subsection (3) of this section, not later than the first Monday in
3 May in the year in which the officers are elected, and the compensation of the
4 officer shall not be changed during the term but the compensation of his deputies or
5 assistants may be reviewed and adjusted by the fiscal court not later than the first
6 Monday in May of any successive year upon the written request of the officer. On or
7 before August 1, 1966, the fiscal court shall fix the salary provided herein for the
8 county attorneys for the term commencing in January, 1966, notwithstanding any
9 other provisions of this section which may be inconsistent herewith.

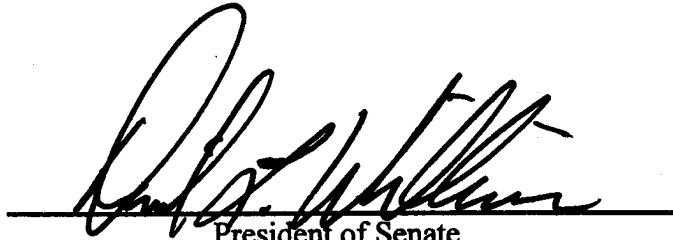
10 (5) Nothing in this section shall apply to property valuation administrators or their
11 deputies, assistants, and expenses, in any county, or to the circuit court clerk, county
12 clerk, sheriff, jailer, and their deputies, assistants, and expenses, in counties having
13 a population of seventy thousand (70,000) or more. If a county's population that
14 equaled or exceeded seventy thousand (70,000) is less than seventy thousand
15 (70,000) after the most recent federal decennial census, then the provisions of KRS
16 64.368 shall apply.

17 (6) Justices of the peace serving on a fiscal court in any county, and county
18 commissioners serving on a fiscal court in any county other than one containing a
19 city of the first, second, third, or fourth class, shall be paid for their services, out of
20 the county treasury, not to exceed the maximum compensation allowable under
21 KRS 64.527. The fiscal court shall fix the amount to be received within the above
22 limit, but no change of compensation shall be effective as to any member of a fiscal
23 court during his term of office. The compensation of county commissioners serving
24 on fiscal courts in counties containing a city of the first class shall not exceed nine
25 thousand six hundred dollars (\$9,600) per year; in counties containing cities of the
26 second class it shall not exceed nine thousand dollars (\$9,000) per year; and in
27 counties containing cities of the third or fourth class it shall not exceed twenty

1 percent (20%) more than the annual compensation paid in the county for the
2 calendar year immediately preceding 1974; and all of said annual salaries shall be
3 payable monthly. Justices of the peace and county commissioners shall not receive
4 any compensation for their services on the fiscal court, other than as provided by
5 this section; provided, however, justices of the peace and county commissioners
6 may receive no more than three thousand six hundred dollars (\$3,600) annually or
7 three hundred dollars (\$300) per month as an expense allowance for serving on
8 committees of the fiscal court. The fiscal court shall fix the amount to be received
9 within the above limit, but no change of compensation except as provided in KRS
10 64.285 shall be effective as to any member of a fiscal court during his term of
11 office.

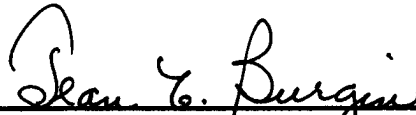


Speaker-House of Representatives



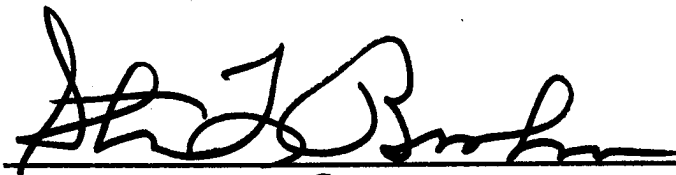
President of Senate

Attest:



Chief Clerk of House of Representatives

Approved



Governor

Date

April 26, 2010